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6 UNITED STATES DISTRICT COURT
7 DISTRICT OF NEVADA

8 CYRUS S. WHITTAKER, individually on
behalf of himself,

9 Plaintiff,

10 v.

11 SMILEDIRECTCLUB, LLC; ZACHARY
POTTS, D.D.S.; MICHAEL GUIRGUIS,
12 D.D.S.; DOES 1 through 10; and ROE
ENTITIES 11 through 20, inclusive,

13 Defendants.
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CASE NO.: 2:21-cv-01019-RFB-BNW

STIPULATION TO EXTEND OPPOSITION
DEADLINE (THIRD REQUEST) FOR
MOTION TO DISMISS DEFENDANTS
ZACHARY POTTS, D.D.S. AND MICHAEL
GUIRGUIS, D.D.S. FOR LACK OF
PERSONAL JURISDICTION
AND [PROPOSED] ORDER

15
16 Plaintiff Cyrus Whittaker and Defendants SmileDirectClub, LLC; Zachary Potts, D.D.S.;
17 Michael Guirguis, D.D.S, by and through their undersigned counsel, hereby stipulate as follows:

- 18 1. Plaintiff's Opposition to Defendants' Motion to Dismiss Defendants Zachary Potts,
19 D.D.S. and Michael Guirguis, D.D.S. for Lack of Personal Jurisdiction was initially
20 due June 18, 2021.
- 21 2. On June 16, 2021, Plaintiff and Defendants agreed (via stipulation) to extend the
22 deadline for Plaintiff's Opposition to Defendants' Motion to Dismiss Defendants
23 Zachary Potts, D.D.S. and Michael Guirguis, D.D.S. for Lack of Personal Jurisdiction

1 from June 18, 2021 to June 28, 2021. On June 23, 2021, Plaintiff and Defendants
2 further agreed (via stipulation) to extend the deadline for Opposition to Defendants'
3 Motion to Dismiss Defendants Zachary Potts, D.D.S. and Michael Guirguis, D.D.S.
4 for Lack of Personal Jurisdiction to July 6, 2021. These requests were previously
5 granted by the Court.

- 6 3. Plaintiff and Defendants have further agreed, due to continuing preliminary work
7 together on this case, to extend the deadline for Opposition to Defendants' Motion to
8 Dismiss Defendants Zachary Potts, D.D.S. and Michael Guirguis, D.D.S. for Lack of
9 Personal Jurisdiction to July 12, 2021.

10 Based on the foregoing, with good cause appearing, Plaintiff and Defendants stipulate as
11 follows:

- 12 1. The deadline for Plaintiff's Opposition to the Defendants' Motion to Dismiss
13 Defendants Zachary Potts, D.D.S. and Michael Guirguis, D.D.S. for Lack of Personal
14 Jurisdiction is continued to July 12, 2021.

15 **IT IS SO STIPULATED.**

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17 DATED: June 30, 2021

PLAINTIFF, IN PRO PER

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19 By: /s/ Cyrus Whittaker
CYRUS S. WHITTAKER (PLAINTIFF)
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1 DATED: June 30, 2021

HALL PRANGLE & SCHOONVELD, LLC


2
3 By: /s/ Tyson Dobbs
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10 *Attorneys for Defendants*
11 *SmileDirectClub, LLC, Zachary Potts, D.D.S.*
12 *and Michael Guirguis, D.D.S.*
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1 **ORDER**

2 The Court, having considered the stipulation between the Plaintiff and Defendants and with good
3 cause appearing, hereby orders as follows:

- 4 1. The deadline for Plaintiff's Opposition to the Defendants' Motion to Dismiss
5 Defendants Zachary Potts, D.D.S. and Michael Guirguis, D.D.S. for Lack of
6 Personal Jurisdiction is continued to July 12, 2021.

7 **IT IS SO ORDERED.**

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10 RICHARD F. BOULWARE, II
11 United States District Judge
12 DATED this 1st day of July, 2021.